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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**
10

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 KENNETH MOORE AND LATOYA JONES,
15 Defendant.

Case No. 2:19-mj-363-VCF

**STIPULATION TO CONTINUE
PRELIMINARY HEARING**
(Second Request)

16
17 IT IS HEREBY STIPULATED AND AGREED, by and between Nicholas A.
18 Trutanich, United States Attorney, and Shaheen Torgoley, Assistant United States Attorney,
19 counsel for the United States of America, and Rene L. Valladares, Federal Public Defender,
20 and Heidi A. Ojeda, Assistant Federal Public Defender, counsel for Kenneth Moore, and Chris
21 T. Rasmussen, counsel for Latoya Jones that the Preliminary Hearing currently scheduled on
22 July 16, 2019, be vacated and continued to a date and time convenient to the Court, but no
23 sooner than sixty (60) days.

24 This Stipulation is entered into for the following reasons:

25 1. The Government intends on making an early production of discovery to the
26 Defendant in an effort to reach a pre-indictment plea agreement. The Defendant has only

1 received some of the discovery and the Government intends to disclose more as it becomes
2 available therefore, counsel for the Defendant will need time to review the discovery and
3 discuss it with the Defendant.

4 2. The parties are researching the viability of entering into a pre-indictment plea
5 agreement. Said plea agreement would obviate the need for either a preliminary hearing in
6 this matter or for the Government to present this matter to a federal grand jury. Counsel for
7 the Defendant will need additional time to discuss the Defendant's options with him.

8 3. Defendants are not incarcerated and do not object to a continuance.

9 4. Denial of this request for continuance of the preliminary hearing would
10 potentially prejudice both the Defendants and the Government and unnecessarily consume
11 this Court's valuable resources.

12 5. Additionally, denial of this request for continuance could result in a
13 miscarriage of justice. The additional time requested by this Stipulation is excludable in
14 computing the time within which the trial herein must commence pursuant to the Speedy Trial
15 Act, Title 18, United States Code, Section 3161(h)(7)(A), considering the factors under Title
16 18, United States Code, Section 3161(h)(7)(B)(i), (iv).

17 This is the second request for continuance filed herein.

18 DATED this 10th day of July, 2019.

19 RENE L. VALLADARES
20 Federal Public Defender

NICHOLAS A. TRUTANICH
United States Attorney

21 */s/ Heidi A. Ojeda*
22 By _____

23 HEIDI A. OJEDA
Assistant Federal Public Defender

/s/ Shaheen Torgoley
By _____

SHAHEEN TORGOLEY
Assistant United States Attorney

24 */s/ Chris T. Rasmussen*
25 By _____

26 CHRIS T. RASMUSSEN
Counsel for Latoya Jones

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,
4 Plaintiff,

5 v.

6 KENNETH MOORE AND LATOYA JONES,
7 Defendant.
8

Case No. 2:19-mj-363-VCF

ORDER

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10 Based on the Stipulation of counsel and good cause appearing,

11 IT IS THEREFORE ORDERED that the Preliminary Hearing currently scheduled on
12 July 16, 2019 at the hour of 4:00 p.m., be vacated and continued to September 9, 2019 at
13 the hour of 4:00 P Courtroom TBA
the hour of ____:____.m.

14 DATED this 10th day of July, 2019.

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17 UNITED STATES MAGISTRATE JUDGE
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